These were sent by Archives in response to my request for [illegible] had in the decision to declassify 1359 and the more recent decision to keep excised portions secret still. [illegible]'s initials, [illegible], are witten next to "From" on the 1/12/77 memo, but it is [illegible] make out on the copy attached.

Dear Howard,

HP - 2/22/77

Your mailing of 2/17 included one copy only of the Archives documents to which you had attached a note saying it was in esponse to your request re the decision on 1359. You also say that CMK is written in near "From" on the 1/12/77 but it was not picked up in xeroxing.

Any rexeroxing will make this even less visible. So instead of me making a copy for Jim or his making one from these, may I please ask you to send him a set together with what, I do not need, the Archives' covering letter? He may have some use for these later.

The invoke (b)(1) and (b)(7)(D) re 1359. Now if you want to carry this farthur forget that the inital request is mine and go ahead.

If you do I'd suggest you begin with D because it has two provisions and they do not specify which. Ask. The second, which I am sure is the one they fear to specify, requires that it be "not apparently known to the public." After all the play on Kessler's story this can't be.

Kessler or rather Goshko I think was shown the whole thing. I can't think of any possibility except that the government did it. This is a waiver under American Mail at least and in itself would make an interesting case: can they leak and thereafter claim national security?

I don't think that even with a Burger court they would run the publicity risks.

So I suggest that you begin with the second exemption in your pursuit, if you do pursue.

I'd not seen these records that relate to me before. I do not think they are complete because the opening Archives reference to me is by last name only. Bresson is only one of a large number of agents on FOIA work. I do not believe he is assigned exclusively to me or the Archives. He is also nogooger than the average FBI no-gooder on FOIA cases. He is the one on 75-226, spectro. What a liar!

You are aware, of course, that the FBI is foreclosed from foreign intelligence, which the withheld part of CD1359 has to be. It therefore is not citing a foreign intelligence source of its own.

If I am correct does this not sound like Amlash is a possibility, via CIA?

I suggest you keep the possibilities in mind because nothing can be invoked about Amlash now, as I believe I stated in my appeal.

Meanwhile because I'm not remmebering as well, please job me on this in about a month and I'll go back to them separately and on this because I have raised that question and had no response.

You might want to try to find out if they are taking this stand at the request of the CIA, which can qualify as an FBI intelligence source, can't it?

If you are using the postage scale I gave you please check it. I have no objection to the slight cost of extra postage but the extra processing of the letters that have postage due slows them up. This one took five days. It is the first one two stamps under. There have been a number lacking one stamp.

Best,

Dear Howard,

2/22/77

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